

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Galen Traylor,

Case No. _____

Plaintiff,

vs.

Notice of Removal

U.S. Bankcorp, U.S. Bank,

Defendant.

TO: Plaintiff and her attorney, David J.S. Madgett, Madgett Law, LLC, 619 South Tenth Street, Suite 301, Minneapolis, MN 55404.

Under 28 U.S.C. § 1446, defendant U.S. Bank National Association (incorrectly named in the Complaint as “U.S. Bankcorp, U.S. Bank”) (hereinafter “U.S. Bank”), hereby gives notice of the removal of the above-entitled action to the United States District Court for the District of Minnesota, and in support of the Notice of Removal states as follows:

1. On or about May 15, 2017, plaintiff commenced an action against U.S. Bank in Hennepin County District Court entitled *Galen Traylor v. U.S. Bankcorp, U.S. Bank* (the “State Action”). A copy of the Complaint in the State Action is attached to this Notice of Removal.

2. Copies of all other process, pleadings, and orders served on U.S. Bank in the State Action are attached collectively to this Notice of Removal.

3. The United States District Court for the District of Minnesota has original jurisdiction over this action under 28 U.S.C. § 1331. The Court has federal-question

jurisdiction under 28 U.S.C. § 1331 because plaintiff alleges that U.S. Bank violated the Telephone Consumer Protection Act (“TCPA”), 47 U.S.C. § 227 *et seq.* *See Mims v. Arrow Financial Services, LLC*, 132 S. Ct. 740 (U.S. 2012) (holding that the TCPA’s permissive grant of jurisdiction to state courts does not deprive the U.S. district courts of federal-question jurisdiction over private TCPA suits).

4. This Notice of Removal is filed within 30 days after service of the Summons and Complaint on U.S. Bank.

5. The United States District Court for the District of Minnesota is the District Court for the district embracing the entire state of Minnesota, where the State Action is currently pending. *See* 28 U.S.C. § 103. Venue is therefore proper in this district under 28 U.S.C. § 1441(a).

6. U.S. Bank expressly reserves its right to raise all defenses and objections to plaintiff’s claims after the action is removed to the above Court.

Dated: June 2, 2017

s/ Jessica Z. Savran

Erin L. Hoffman

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Attorneys for Defendant

U.S. Bank National Association

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